

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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ASTAVIAN DNTAE MCMILLIAN,

Petitioner,

Case No. 1:23-cv-66

v.

Honorable Ray Kent

NOAH NAGY,

Respondent.

**JUDGMENT**

In accordance with the opinion entered this day:

**IT IS ORDERED** that the petition for writ of habeas corpus is **DISMISSED WITHOUT PREJUDICE** under Rule 4 of the Rules Governing § 2254 Cases for lack of exhaustion of available state-court remedies.

Dated: February 27, 2023

/s/ Ray Kent

Ray Kent  
United States Magistrate Judge